

California Regional Water Quality Control Board

Central Coast Region

Internet Address: <http://www.swrcb.ca.gov/rwqcb3>
895 Aerovista Place, Suite 101, San Luis Obispo, California 93401-7906
Phone (805) 549-3147 • FAX (805) 543-0397

NOTICE OF PUBLIC MEETING

Thursday and Friday, May 15-16, 2003
CENTRAL COAST REGIONAL WATER QUALITY CONTROL BOARD MEETING
Watsonville City Council Chambers
250 Main Street
Watsonville, CA 95076
(See Page 10 for location map)

[Staff will review and transmit all written material to the Board Members received by Tuesday, May 6, 2003, 5:00 p.m. Written material submitted after that day will be placed into the official record (unless excluded by ruling of the Board Chair), but will not be sent to Board Members before the Board Meeting.]

[The Board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing and only a summary of pertinent points presented verbally. In order to give everyone an opportunity to be heard, comments should have been previously submitted in writing and a time limit on presentations may be imposed on any agenda item. Speakers should plan to summarize key points within 3 minutes. We would appreciate staff being notified prior to meetings of presentations planned for longer than 3 minutes, for scheduling purposes.]

Thursday, May 15, 2003, 1:00 p.m.

1. Roll Call [Carol Hewitt 805/549-3503] Board Members Present
2. Introductions [Roger Briggs 805/549-3140] Guests and Staff Present
3. Public Forum. Board Direction
*(Any person may address the Board on any matter within its jurisdiction that is not on the agenda. Please walk to the rostrum and after receiving recognition from the Chair, give your name and address, and your comments or questions. In order that all interested parties have an opportunity to speak, please be brief. The Chair generally limits the time allotted to each speaker to **three** minutes).*
4. Duke Energy Moss Landing Power Plant, Monterey County Order No. 00-41
*(Hearing and Action to comply with Remand of Finding # 48 of Order No. 00-41 in
Voices of the Wetlands v. State Water Resources Control Board et al., Monterey County
Superior Court Case No. M54889) [Michael Thomas 805/549-4623]*

Your comments on agenda items should be submitted according to the deadlines we send with draft agenda items to our interested parties lists. The Regional Board can then review your comments with our staff analysis and response. If you wish to be added to our list for a specific item, please contact the staff person listed with each item in this agenda notice.

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Friday, May 16, 2003, 8:30 a.m.

- 5.. Roll Call [Carol Hewitt 805/549-3503].....Board Members Present
- 6.. Introductions [Roger Briggs 805/549-3140]Guests and Staff Present
7. Resolution for Senior Water Resource Control Engineer, Jay Cano.....Resolution No. 2003-0083
8. Approval of March 21, 2003 Meeting Minutes.....Board Motion
9. Report by State Water Resources Control Board Liaison [Gary Carlton 916/341-5603]Status Report
10. Public Forum..... Board Direction
(Any person may address the Board on any matter within its jurisdiction that is not on the agenda. Please walk to the rostrum and after receiving recognition from the Chair, give your name and address, and your comments or questions. In order that all interested parties have an opportunity to speak, please be brief. The Chair generally limits the time allotted to each speaker to three minutes).

Uncontested Items (*)

11. Uncontested Items Calendar.....Board Motion
(Agenda Item numbers 16 through 27, 29, and 34 through 37 with a single asterisk (), are expected to be routine and non-controversial. Recommended action on these items will be taken at the beginning of the meeting without discussion. If any Interested Party, Board Member, or the Executive Officer requests that an item be removed from the calendar, it will be taken up in order).*

Low Threat and General Discharge Cases

12. Low Threat Cases.....Information/Discussion/Board Approval

General Waste Discharge Requirements for Wineries (Order No. R3-2002-0084):

Table of approved Small Winery Waivers (November 2002 – March 2003)

Firestone Vineyards, Santa Barbara County [Bob Hurford 805/542-4776]

Zaca Mesa Winery, Santa Barbara County [Bob Hurford 805/542-4776]

Smith and Hook Winery dba Hahn Estates, Monterey County [Martin Fletcher 805/549-3694]

Jekel Vineyards, Monterey County [Martin Fletcher 805/549-3694]

General NPDES Permit for Discharges with Low Threat to Water Quality (Order No. 01-119):

Coal Oil Point Dispersant Trials, Payne Environmental Consultants, Santa Barbara County

[Mike Higgins 805/542-4649]

General NPDES Permit for Aquaculture and Aquariums (Order No. R3-2002-0076):

Marine Pollution Studies Lab (UC Davis) at Granite Canyon, Monterey County

[Matt Thompson 805/549-3159]

US Abalone, Santa Cruz County [Todd Stanley 805/542-4769]

General Waste Discharges to Land by Small Domestic Wastewater Treatment Systems (Order No. 97-10-DWQ):

Betabel Valley RV Park, San Benito County [Matt Keeling 805/549-3685]

Henry Coe State Park, Santa Clara County [Kimberly Gonzalez 805/549-3150]

Mustang Mobile Home Village, San Luis Obispo County [Tom Kukol 805/549-3689]

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Waivers of Waste Discharge Requirements (Resolution No. R3-2002-0115):

- Mustang Springs Mutual Water Company, San Luis Obispo County [Tom Kukol 805/549-3689]
- Fallow Deer Ranch with Slaughterhouse, Monterey County [Tom Kukol 805/549-3689]

Underground Tank Case Closures

Staff Closures:

- Chevron Former Service Station No. 9-5285, 151 Kern Street, Salinas, Monterey County [John Goni 805/542-4628]
- Goldman Land and Development Company, 148 Griffin Avenue, Salinas, Monterey County [John Goni 805/542-4628]
- Rural Garbage Company, 484 Beck Street, Watsonville, Santa Cruz County [Mathew Keeling 805/549-3685]

Cases Recommended for Closure:

- Former ARCO Station #1934, 1001 Marsh Street, San Luis Obispo, San Luis Obispo County, [Corey Walsh 805/542-4781]
- Tosco (Circle K) Station #01232, 4381 El Camino Real, Atascadero, San Luis Obispo County; [Corey Walsh, 805/542-4781]

Priorities and Criteria for Water Quality Projects in Lower Salinas

- 13. [Discussion of Lower Salinas Watershed Program and Linkage with Use of Moss Landing](#)
Power Plant Settlement Funds; Consistent with the Bay Protection Plan and Monterey Bay
National Marine Sanctuary Plan for Agriculture [Alison Jones 805/542-4646]..... Discussion

Cleanup Cases

- 14. [MTBE Sites](#) [Jay Cano 805/549-3699].....Status Reports
Quick Stop Market, Soquel, Santa Cruz County
Chevron, Cambria, San Luis Obispo County
Camp Evers Underground Tank Sites, Scotts Valley, Santa Cruz County
Los Osos Valley Garage/Bear Valley Chevron, Los Osos, San Luis Obispo County
Lake San Antonio, Monterey County
Sturdy Oil Company (Exxon Station), San Miguel Canyon, Monterey County
Regionwide MTBE Site List
- 15. [Perchlorate Sites](#) [Harvey Packard 805/542-4639].....Status Reports
Olin Corporation, Santa Clara County
Whittaker Corporation, San Benito County
McCormick-Selph, San Benito County
Department of Defense Sites

Waste Discharge Requirements

- *16. [San Jerardo Cooperative, Inc. Wastewater Treatment Plant, Monterey County](#) Order No. 2003-0054
(Update Waste Discharge Requirements) [Martin Fletcher 805/549-3694]
- *17. [CA Army National Guard, East Garrison, Monterey County](#) Order No. 2003-0046
(Update Waste Discharge Requirements) [Tom Kukol 805/549-3689]

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- *18. [Robert Mondavi Properties, Monterey Coastal Winery, Monterey County](#)Order No. 99-04
(Rescind Waste Discharge Requirements) [Martin Fletcher 805/549-3694]
- *19. [Betabel RV Park, San Benito County](#)Order No. 88-23
(Rescind Waste Discharge Requirements) [Matt Keeling 805/549-3685]
- *20. [Mustang Mobile Home Village, San Luis Obispo County](#)Order No. 87-182
(Rescind Waste Discharge Requirements) [Tom Kukol 805/549-3689]
- *21. [Firestone Winery, San Barbara County](#)Order No. 88-006
(Rescind Waste Discharge Requirements) [Bob Hurford 805/542-4776]
- *22. [Zaca Mesa Winery, San Barbara County](#)Order No. 87-139
(Rescind Waste Discharge Requirements) [Bob Hurford 805/542-4776]
- *23. [Sandman Sand and Gravel Quarry, San Benito County](#)Order No. 86-060
(Rescind Waste Discharge Requirements) [Matt Keeling 805/549-3685]
- *24. [McAbee Trucking, San Benito County](#)Order No. 2003-0003
(Update Waste Discharge Requirements) [John Mijares 805/549-3696]
- *25. [El Capitan Campground, Santa Barbara County](#)Order No. 2003-0045
(Adopt Waste Discharge Requirements) [Michael Higgins 805/542-4649]
- *26. [Local Sewage Collection Agencies Tributary to the City of Watsonville WWTP](#)Order No. 2003-0041
(Adopt Waste Discharge Requirements) [Todd Stanley 805/542-4769]
- *27. [US Abalone, Santa Cruz County](#)Order No.00-036
(Rescind Waste Discharge Requirements) [Todd Stanley 805/542-4769]
- 28. [Currently Active Timber Harvest Plans, Santa Cruz County](#)Order No. 2003-0082
(Waiver of Waste Discharge Requirements) [Bill Arkfeld 805/542-4627]:

Plan	Number	Watershed	County
RMC Pacific Materials	1-01-439 SCR	San Vicente Creek	Santa Cruz
Gold Gulch	1-02NTMP-007 SCR	Gold Gulch Creek	Santa Cruz
Hammond	1-02-159 SMO	Gazos Creek	San Mateo
Manson Creek	1-00-247SCR	Manson Creek	Santa Cruz
Madera Roja	1-01-189 SCR	Kings Creek	Santa Cruz
Mac Lean	1-02-190 SCR	Corralitos Creek	Santa Cruz
Ramsey II	1-02-064 SCR	Brown's Creek	Santa Cruz
Beeson/Decker	1-03-004 SCR	Brown's Creek	Santa Cruz
Pelphrey	1-03-019 SCR	Soquel Creek	Santa Cruz

Permits

- *29. [Watsonville Waste Water Treatment Plant, Santa Cruz County](#)Order No. 98-019
(Reissue NPDES Permit No. CA CA0048216) [Todd Stanley 805/542-4769]

Enforcement

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30. [Enforcement Report](#) [Gerhardt Hubner 805/542-4647] Status Report
31. Highlands Sanitary Association, Monterey County Order No. 2003-0022
(*Consideration of Mandatory Minimum Penalties*) [Matt Thompson 805/549-3159]
32. [Duke Energy Moss Landing LLC, Monterey County](#) Order No. 2003-0063
(*Consideration of Administrative Civil Liability, Stipulated Order*)
[Ryan Lodge 805/542-4642]
33. [Mr. William Evert, 398 Lighthouse Ave, Monterey County](#) Order No. 2002-0137
(*Consideration of Administrative Civil Liability*) [Wei Liu 805/542-4648]

Watershed Management and Basin Planning

- *34. [Adopt Morro Bay Total Maximum Daily Load And Implementation Plan](#)
For Sediment Including Chorro Creek, Los Osos Creek, and the Morro Bay
Estuary as a Basin Plan Amendment [Dominic Roques 805-542-4780] Resolution No. 2002-0051
- *35. [Adopt San Lorenzo River Total Maximum Daily Load And Implementation Plan](#)
For Sediment Including Carbonera Creek, Lompico Creek, and Shingle Mill
Creek as a Basin Plan Amendment [Dominic Roques 805-542-4780] Resolution No. 2002-0063
- *36. [Adopt Las Tablas Creek And Lake Nacimiento Total Maximum Daily Load For](#)
Mercury and Implementation Plan as a Basin Plan Amendment
[Doug Gouzie 805-542-4762] Resolution No. 2002-0107
- *37. [Adopt Total Maximum Daily Load and Implementation Plan for Pathogens For](#)
Morro Bay, Chorro, and Los Osos Creeks as a Basin Plan Amendment
[Shanta Keeling 805-549-3464] Resolution No. 2002-0117

Administrative Items

38. **[THIS ITEM HAS BEEN REMOVED FROM THE AGENDA]**
39. Reports by Regional Board Members Status Report
40. [Executive Officer's Report](#) [Roger Briggs 805-549-3140] Information/Discussion
Regulations Summary
Water Quality Certifications
(*A chart is provided in the agenda listing the applications received from February 12, 2003 through April 11, 2003. A listing of pending applications for Water Quality Certifications pursuant to Section 401 of the Clean Water Act may be obtained by calling Corinne Huckaby 805-549-3504.*)

Watershed Branch Reports (Informational Updates; Note: Board may give policy direction):

Los Osos Wastewater Project Status Report [Sorrel Marks 805/549-3695]
Ecological Rights Foundation Intends to Sue the City of Pacific Grove [Matt Thompson 805/549-3159]
Salinas Valley Water Project Technically Conditioned 401 Water Quality Certification
[Donette Dunaway 805/549-3698]

Cleanup Branch Reports

Status Reports (Informational Updates; NOTE: Board may give policy direction):

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Underground Tanks Summary Report dated April 4, 2003 [Jay Cano 805/549-3699]

Regionwide Reports

Regional Monitoring and Basin Planning [Karen Worcester 805/549-3333]

Total Maximum Daily Load Program [Lisa McCann 805/549-3132]

Administrative Reports

Discharger Fee Structure [Roger Briggs 805/549-3140]

Presentations and Training [Roger Briggs 805/549-3140]

Closed Session

Discussion of Cases in Litigation [Staff Counsel Jennifer Soloway]..... Closed Session
(The Board will meet in closed session to discuss pending litigation in the cases of South County Regional Waste Water Authority v. Regional Water Quality Control Board, Cambria Community Services District v. Regional Water Quality Control Board, and Voices of the Wetlands, et al, v. Regional Water Quality Control Board, and in the Matter of the Petition of Weyrich Development (SWRCB Petition File No. A-1486), as authorized by Government Code (GC) Section 11126[e][2][A]. The Board may discuss significant exposure to litigation as authorized by GC Section 11126[e][2][B]. The Board may also decide whether to initiate litigation as authorized by GC Section 11126[e][2][C].)

Adjournment

The next regularly scheduled Board meeting is July 10-11, 2003, in San Luis Obispo.

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REGIONAL BOARD MEETING SCHEDULE 2003

Date	City	Address
February 7, 2003	San Luis Obispo	Regional Board Conference Room, 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
March 21, 2003	San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
May 15-16, 2003	Watsonville	Watsonville City Council Chambers, 250 Main Street, Watsonville, CA 95076
July 10-11, 2003	San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
Sept. 12, 2003	Salinas	Salinas City Council Chamber Rotunda 200 Lincoln Avenue, Salinas, CA 93901
October 24, 2003	Santa Barbara	Santa Barbara County Supervisors Board Hearing Room 105 East Anapamu St. - 4th Floor, Santa Barbara, CA 93101
December 5, 2003	San Luis Obispo	Regional Board Conference Room 895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906

LEAD STAFF PERSONS

Roger W. Briggs, <i>Executive Officer</i>	805-549-3140
Brad Hagemann, <i>Assistant Executive Officer/Ombudsman</i>	805-549-3697
Carol Hewitt, <i>Executive Assistant</i>	805-549-3503
Cyndee Jones, <i>Regional Administrative Officer</i>	805-549-3372
Jennifer Soloway, <i>Staff Counsel</i>	916-341-5176
<i>Vacant, Supervising Water Resources Control Engineer</i>	_____

INVESTIGATION AND CLEANUP BRANCH

Jay Cano, <i>Above and Under Ground Tanks</i>	805-549-3699
Michael LeBrun, <i>Department of Defense Program and Landfills</i>	805-542-4645
Harvey Packard, <i>Cost Recovery Program, Major Oil Field and Pipeline Cleanups</i>	805-542-4639

WATERSHED BRANCH

Chris Adair, <i>Northern Watershed Unit Supervisor</i>	805-549-3761
Gerhardt Hubner, <i>Coastal Watershed Unit Supervisor</i>	805-549-4647
Eric Gobler, <i>Central Watershed Unit Supervisor</i>	805-549-3467
Lisa Horowitz McCann, <i>Watershed Assessment Unit Supervisor</i>	805-549-3132
John Robertson, <i>Southern Watershed Unit Supervisor</i>	805-542-4630

REGIONAL MONITORING AND BASIN PLANNING

Karen Worcester, <i>Environmental Specialist</i>	805-549-3333
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(Please send or fax correspondence to (refer to instructions at the bottom of page one):

Regional Water Quality Control Board – Central Coast Region
895 Aerovista Place, Suite 101, San Luis Obispo, CA 93401-7906
Phone: 805-549-3147 Fax: 805-543-0397

CENTRAL COAST REGIONAL BOARD MEMBERS

Board Member	Appointment Category	Term Expires
Leslie S. Bowker Los Osos	County Government	9/30/2003
Bruce K. Daniels Chair – Capitola	Water Quality	9/18/2006
John Hayashi Arroyo Grande	Irrigated Agriculture	9/30/2003
Russell M. Jeffries Salinas	Water Quality	9/30/2004
Daniel M. Press Santa Cruz	Public	9/30/2004
Marco L. Rizzo San Luis Obispo	Industrial Water Use	9/30/2004
Gary Shallcross Monterey	Recreation, Fish or Wildlife	9/18/2006
Donald A. Villeneuve Cambria	Water Supply	9/30/2005
Jeffrey S. Young Vice Chair - Santa Barbara	Municipal Government	9/30/2005

CONDUCT OF MEETING

- A - The primary duty of the Regional Board is to protect the quality of waters within the Region for all beneficial uses. This duty is implemented by formulating and adopting water quality plans for specific ground or surface water basins and by prescribing and enforcing requirements on all domestic, municipal, and industrial waste discharges. Specific responsibilities and procedures of the Regional Water Quality Control Boards and the State Water Resources Control Board are outlined in the Porter-Cologne Water Quality Act (Division 7), California Water Code.
- B - The purpose of the meeting is for the Board to obtain testimony and information from staff and concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer. The Board will vote only on matters listed on the agenda. The Board may give direction to the Executive Officer on any matter discussed during the meeting.
- C - Agenda items are numbered for identification purposes and will not necessarily be considered in the order listed.
- D - The Board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing and only a summary of pertinent points presented verbally. In order to give everyone an opportunity to be heard, comments should have been previously submitted in writing and a time limit on presentations may be imposed on any agenda item. Speakers should plan to summarize key points within 3 minutes. We would appreciate staff being notified prior to meetings of presentations planned for longer than 3 minutes, for scheduling purposes.
- E - Material presented to the Board, as part of testimony (e.g., photographs, slides, charts, diagrams, etc.) that is to be made part of the record must be left with Executive Assistant, Carol Hewitt. Photographs or slides of large exhibits are acceptable.
- F - All Board files, exhibits, and agenda material pertaining to items on this agenda are hereby part of the record.
- G - Any person affected adversely by a certain decision of the California Regional Water Quality Control Board, Central Coast Region (Regional Board), may petition the State Water Resources Control Board (State Board) according to Water Code section 13320 and Title 23 California Code of Regulation section 2050. The Petition should be addressed to Office of Chief Counsel and must be filed within 30 days of the EO's or the Board's action or failure to act. The State Board must receive the petition within 30 days of the Regional Board's meeting at which the action was taken. Copies of the law and regulations applicable to filing petitions will be provided upon request.
- H - A copy of the procedures governing Regional Water Quality Control Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Board are not conducted pursuant to Government Code sections 11400 et seq. but not Government Code sections 11500 et seq.
- I - The facility is accessible to people with disabilities. Individuals who require special accommodations are requested to contact **Jay Cano (805/549-3699)** at least five working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.
- J - All persons who actively support or oppose the adoption of waste discharge requirements or an NPDES permit pending before the Regional Board must submit a statement to the Board disclosing any contributions of \$100 or more to be used in a federal, state, or local election, made by the action supporter or opponent, or his or her agent within the last 12 months to any Regional Board Member.
- K - All permit applicants or persons who actively support or oppose adoption of a set of waste discharge requirements or an NPDES permit pending before the Regional Board, are prohibited from making a contribution of \$100 (or more) to any Board Member for three months following a Regional Board decision on the permit application.

Watsonville City Council Chambers
250 Main Street, Watsonville, CA 95076

